

The Gazette of India



EXTRAORDINARY

PART II—Section 1

PUBLISHED BY AUTHORITY

No. 37] NEW DELHI, FRIDAY, DECEMBER 8, 1950

MINISTRY OF LAW

New Delhi, the 8th December, 1950

The following Acts of Parliament received the assent of the President on the 7th December, 1950 and are hereby published for general information:—

THE ADMINISTRATION OF EVACUEE PROPERTY (AMENDMENT) ACT, 1950

No. LXVI OF 1950

An Act to amend the Administration of Evacuee Property Act, 1950

[7th December, 1950]

Be it enacted by Parliament as follows. —

1. **Short title.**—This Act may be called the Administration of Evacuee Property (Amendment) Act, 1950.

2. **Substitution of new section for section 58, Act XXXI of 1950.**—For section 58 of the Administration of Evacuee Property Act, 1950, the following section shall be substituted and shall be deemed always to have been substituted, namely:—

“58. *Repeals and savings.*—(1) The Administration of Evacuee Property Ordinance, 1949 (XXVII of 1949), and the Hyderabad Administration of Evacuee Property Regulation (Hyderabad No. XII of 1359F), are hereby repealed.

(2) If, immediately before the commencement of this Act, there is in force in any State to which this Act extends any law which corresponds to this Act and which is not repealed by sub-section (1), that corresponding law shall stand repealed.

(3) The repeal by this Act of the Administration of Evacuee Property Ordinance, 1949 (XXVII of 1949), or the Hyderabad Administration of Evacuee Property Regulation (Hyderabad No. XII of 1359F) or of any corresponding law shall not affect the previous operation of that Ordinance, Regulation or corresponding law, and subject thereto, anything done or any action taken in the exercise of any power conferred by or under that Ordinance, Regulation or corresponding law, shall be deemed to have been done or taken in the exercise of the powers conferred by or under this Act as if this Act were in force on the day on which such thing was done or action was taken.”

3. **Repeal of Ordinance XXVII of 1950.**—The Administration of Evacuee Property (Amendment) Ordinance, 1950 (XXVII of 1950), is hereby repealed.

THE COOCH-BEHAR (ASSIMILATION OF LAWS) ACT, 1950
No. LXVII OF 1950

An Act to assimilate certain laws in force in Cooch-Behar to the laws in force in the rest of West Bengal.

[7th December, 1950]

Be it enacted by Parliament as follows:—

1. Short title and commencement.—(1) This Act may be called the Cooch-Behar (Assimilation of Laws) Act, 1950.

(2) It shall come into force on such date as the Central Government may, by notification in the Official Gazette, appoint.

2. Interpretation.—In this Act,—

(a) “appointed day” means the date appointed under sub-section (2) of section 1 for the coming into force of this Act;

(b) “Cooch-Behar” means the merged territory of Cooch-Behar in the State of West Bengal;

(c) “law” means so much of any Act, Ordinance, Regulation, rule, order or bye-law as relates to any of the matters enumerated in Lists I and III in the Seventh Schedule to the Constitution.

3. Assimilation of laws.—(1) Save as provided in sub-section (2), all laws which immediately before the appointed day extend to, or are in force in, the State of West Bengal, but do not extend to, or are not in force in, Cooch-Behar shall, as from that day, extend to, or as the case may be, come into force in, Cooch-Behar; and all laws which, immediately before the appointed day, are in force in Cooch-Behar, but not in the rest of West Bengal, shall on that day cease to be in force in Cooch-Behar, except as respects things done or omitted to be done before that day.

(2) Notwithstanding anything contained in sub-section (1), the Muslim Personal Law (Shariat) Application Act, 1937 (XXVI of 1937), shall come into force in Cooch-Behar only on such date as the State Government may, by notification in the Official Gazette, appoint; and Cooch-Behar Act II of 1897, known as the Muhammadan Inheritance Act, 1897, shall continue in force in Cooch-Behar until that date, and shall on that date cease to be in force except as respects things done or omitted to be done before that date.

4. Provision for removal of difficulties.—If any difficulty arises in relation to the transition under section 3 from one law or group of laws to another law or group of laws, the Central Government may, by order notified in the Official Gazette, make such provision as it considers necessary for the removal of such difficulty.

K. V. K. SUNDARAM,

Secy. to the Govt. of India